

**ALAMEDA COUNTY SUPERIOR COURT**  
**APPLICATION FOR APPOINTMENT TO ADR PANELS**  
*including Judicial Arbitration, Mediation, Neutral Evaluation, and Private Arbitration*

**1. APPLICANT:**

**Applicant's Name:** Marjorie Gelb  
**Firm Name:**  
**Address:** 6279 Chabot Rd.  
**City/State/Zip:** Oakland, CA 94618  
**Telephone:** (510) 655-5211 **Fax:** (510) 655-5883  
**Email:** marjoriegelb@yahoo.com

**2. PANEL REQUEST:** *(All applicants are requested to serve as Judicial Arbitrators)*

Check each panel for which you are applying:

☒ Judicial Arbitration ☒ Mediation ☒ Neutral Evaluation ☐ Private Arbitration

**3. EDUCATION:**

<u>Dates (from-to)</u>	<u>College/University/Law School</u>	<u>Degree Obtained</u>
9/67-6/70	University of Chicago School of Law	J.D.
9/64- 8/76	University of Pittsburgh	B.A. (Cum Laude)

**4. LEGAL EXPERIENCE:** State Bar No. 50576 Date Admitted: Jan. 1972

A. Are you a member in good standing of the State Bar of California? ☒ Yes ☐ No

B. Are you a retired judicial officer? ☐ Yes ☒ No

Please describe when/where you last served as a judicial officer: \_\_\_\_\_

C. Are you actively engaged in the practice of law at this time? ☒ Yes ☐ No

If not, are you retired from practice? \_\_\_\_\_ Date retired: \_\_\_\_\_

I am solely a mediator and early neutral evaluator at this time.

If your license is presently inactive, please explain: \_\_\_\_\_

D. Are you currently active in litigation practice? ☐ Yes ☒ No

Approximately what percentage of your practice involved litigation? 75%

E. If your practice includes personal injury litigation, approximately what percentage of your practice involves the representation of: plaintiffs \_\_\_\_\_% ; of defendants \_\_\_\_\_%?

F. How many of the following have you personally handled as attorney of record in the past five years? Jury Trials \_\_\_\_\_; Court Trials \_\_\_\_\_; Mediations \_\_\_\_\_; Arbitrations \_\_\_\_\_;

G. Describe any legal publications or teaching you have done: Between 1983 and 1985 I taught Employment Discrimination at Boalt Hall and Golden Gate University. Other teaching experience and a list of publications is included in my resume, submitted herewith.

## 5. ADR TRAINING and EXPERIENCE

<u>Course Title</u>	<u>Sponsoring Organization</u>	<u>Hours of Credit</u>	<u>Dates</u>
Mediation Theory and Practice, Santa Clara University School of Law,		40 hours,	January, 1994
Mediation for the Federal Court, N.D. U.S. Dist. Court,		16 hours,	March 1998
Cutting Edge Negotiation Strategy, Negotiation Strategy Institute,		12 hours,	Nov. 2002

- A. Number of years experience as: mediator 9; arbitrator \_\_\_\_; neutral evaluator 7;  
B. List all other court-connected ADR panels of which you are a member, specifying the processes for which you have qualified: ADR Panel for the U.S. District Court, Northern District of California: mediation and early neutral evaluation panels.  
C. State the name(s) of any organization(s) through which you have provided ADR services during the past five years, giving the dates and the services you provided: \_\_\_\_\_

D. Describe the subject matter of five disputes in which you served as the ADR provider in The past 5 years, including the dates of service, the process and if you were sole or co-provider.

1. Employment/Disability Discrimination/Accommodation: January 28, 2003, Sole Mediator (ENE/Mediation);
2. Employment/ Age Discrimination: March 7, 2001, Sole Mediator (ENE/Mediation);
3. Employment/Sex/Pregnancy: June 29, 2001 and December 19, 2001, Sole Mediator;
4. Employment/Wrongful discharge: September 28, 2001, Sole Mediator;
5. Employment/Harassment on the basis of race and sex: May 16, 200, Sole Mediator.

E. Is your ADR style best described as   x   facilitative or \_\_\_\_\_ evaluative/directive?

F. Describe any ADR related publications or training you have done:

G. Set forth your hourly fee or fee schedule, including any sliding scale or pro bono provisions.

**Attach a copy of your fee agreement.** (Please note: Judicial arbitrators waive compensation for the first three (3) hours of hearing time in Alameda County and all ADR panelists are requested to accept at least three (3) Judicial arbitration cases per year).

Normal fee: \$300; special rates for government and low income parties; I do several pro bono cases a year.

## 6. AVAILABILITY/SPECIAL REQUIREMENTS

A. List any languages, other than English, in which you are able to conduct ADR proceedings:  
French\_

B. Please state any special bi-cultural/multi-cultural capabilities or familiarity you possess:

C. You are available to conduct ADR conferences: \_\_\_\_ in your office;   x   at counsel's office; \_\_\_\_\_ other (please describe: \_\_\_\_\_)

D. You are available to conduct ADR proceedings:   x   during regular office hours;   x   evenings by appointment;   x   weekends by prior arrangement;

E. Please describe any requirements you have for ADR participants such as submission of copies of pleadings, briefs, declarations in lieu of testimony, etc.: \_\_\_\_ Submission of pre-mediation statements and copies of relevant documents.

## 7. SUBJECT MATTER DESIGNATION

Please check each area below in which you are qualified by training/experience to provide ADR services, indicating the percentage it represents of your law practice, if any, and the ADR process(es) which you are prepared to offer in that area:

Case Type Accepted	% of Practice	Judicial Arb.	Mediation	Neutral Eval.	Private Arb.
Bankruptcy					
Business/Corp.					
Civil Rights		x	x	x	
Collections					
Construction					
Contracts					
Elder law/abuse					
Employment		x	x	x	
-Discrimination		x	x	x	
-Harassment		x	x	x	
-Termination		x	x	x	
Environmental					
Fraud					
False Imprison.					
Family Law					
HO Ass'n					
Insurance Cov.					
Intellect. Property					
Landlord-Tenant		x	x	x	
Legal Malpractice					
Maritime					
Med Malpractice					
Partnership					
P.I. – Auto					
P.I. – Other					
Premises Liability					
Probate/Trust					
Product Liab.					
Real Property					
Securities					
Tax					
Toxic Torts					
Wrongful Death					
Other:					
Government		x	x	x	

MARJORIE GELB  
ATTORNEY AT LAW/ MEDIATOR  
6279 Chabot Road, Oakland, CA 94618  
Phone: (510) 655-5211/ Fax: (510) 655-5883  
marjoriegelb@yahoo.com

Re: *Mediation of*

Dear Parties:

**SESSION DATES CONFIRMED:** This letter confirms that the mediation session is scheduled as follows:

DATE:	
TIME:	
LOCATION:	

**MEDIATOR'S FEE:** My fee for the mediation is \$300 per hour. The hourly rate is applicable to pre-mediation preparation and telephone conferences, study and review of any written submissions, the mediation session and any post-session follow-up. Travel time exceeding two hours round trip will be billed at \$150.00 per hour. The fees will be divided equally between the parties unless you mutually notify me in writing, prior to the mediation session, that you have agreed to a different arrangement.

**MEDIATION STATEMENTS:** Please file your pre-mediation statements by \_\_\_\_\_ to allow sufficient time to review them in advance of the session. Attach any relevant pleadings, agreements, correspondence, policies, witness statements, financial calculations, expert reports, or other documents.

**MEDIATION AGREEMENT:** To ensure the confidentiality of the process and to formalize my relationship with the parties, my office will prepare a Mediation Agreement to be signed by all participants at the outset of the session. A copy is enclosed for your review.

**DISCLOSURES:** I am not aware of any facts, however, that would compromise my ability to act as a professional neutral in this matter. If there is any objection to my serving in that role, please advise me immediately.

Please feel free to contact my office if you have any questions. I look forward to working with you.

Sincerely,

Marjorie Gelb,  
Mediator